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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANGIE HU,

Defendant.

Criminal No. CR 3 09 70786 BZ

**STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME**

The above-captioned matter came before the Honorable Elizabeth D. LaPorte, United States Magistrate Judge, on October 15, 2009, for preliminary hearing or arraignment on an indictment. Craig Bessenger, Esq. specially appeared for Edward Swanson, Esq., who substituted into the case in place of Jamie Suttone, Esq., and the government was represented by Jeffrey Finigan, Assistant United States Attorney. The case was set for November 2, 2009, at 9:30 a.m. for preliminary hearing or arraignment on an indictment.

STIP & ORDER TO EXCLUDE TIME
CR 3 09 70786 BZ

FILED

OCT 16 2009

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 The Court made findings on the record on October 15, 2009, of good cause and
 2 the defendant consented to extending the time within which she must be indicted pursuant
 3 to Federal Rule of Criminal Procedure 5.1(d) and 18, United States Code, § 3161(b) and
 4 (h)(7)(A) and (B)(iv).

5 The parties hereby agree to and request that the case be continued until
 6 November 2, 2009, and that the time limits of Rule 5.1(c) be extended until then so that
 7 new counsel may familiarize himself with the case and discuss potential resolution. The
 8 parties further agree and stipulate that the additional time is appropriate and necessary under Title
 9 18, United States Code, § 3161(b) and (h)(7)(A) and (B)(iv), because the ends of justice served
 10 by this continuance outweigh the best interest of the public and the defendant in filing an
 11 information or indictment within the time set forth in 18 U.S.C. § 3161(b). This time exclusion
 12 will allow government and defense counsel to effectively prepare, taking into account the
 13 exercise of due diligence, and will provide for continuity of counsel for the defendant.

14
 15 DATED: October 16, 2009

16 /s/
 EDWARD SWANSON
 Counsel for Angie Hu

17
 18
 19 DATED: October 16, 2009

20 /s/
 JEFFREY FINIGAN
 Assistant U.S. Attorney

21
 22 So ordered.

23 DATED: Oct 16, 2009

24 Elizabeth D. Laporte
 ELIZABETH D. LAPORTE
 United States Magistrate Judge